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In re Application of :  
Long :  
Application No.: 10/507,146 :  
PCT No.: PCT/US02/25217 :  
Int. Filing Date: 07 August 2002 : DECISION  
Priority Date: 08 August 2001 :  
Attorney Docket No.: 100750.0001US :  
For: Introduction Of Cyanide Waste As A NOx Reactant :

This is in response to the renewed petition under 37 CFR 1.137(b) filed 10 February 2005.

### DISCUSSION

A grantable petition to revive an abandoned application under 37 CFR 1.137(b) must be accompanied by (1) the required reply, unless previously filed; (2) the petition fee as set forth in § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional; and (4) any terminal disclaimer (and fee as set forth in § 1.20 (d)) required pursuant to paragraph (c) of this section. In a decision mailed on 31 January 2005, the previous petition under 37 CFR 1.137(b) was dismissed without prejudice because it had failed to satisfy requirements (1) and (2) in that

It is noted that the petition references a "fee payment," but no evidence of such payment is present. The accompanying Transmittal Letter requests that the USPTO "Please charge any additional fees required by this paper or credit any overpayment in the manner authorized above," but no reference to a specific deposit account or other source of funds is made.

The instant renewed petition includes authorization "to charge any required fees to Deposit Account No. 502191." In view of this authorization, the basic national fee and the petition fee are being charged to said account, and requirements (1) and (2) are satisfied.

### DECISION

The petition under 37 CFR 1.137(b) is GRANTED.

This application is being forwarded to the National Stage Processing Branch for further processing, including the preparation and mailing of a Notification of Missing Requirements (Form PCT/DO/EO/905) requiring the submission of an executed oath or declaration of the inventor and a surcharge under 37 CFR 1.492(e).



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